

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

CARL L.C. KAH, JR.

Before the Examiner

Serial No. 932,470

P. Burkhart

Filed November 18, 1986

Art Unit 314

For: A TRANSMISSION DEVICE  
HAVING AN ADJUSTABLE  
OSCILLATING OUTPUT

The Commissioner of Patents  
and Trademarks

Washington, D.C. 20231

Sir:

DECLARATION UNDER  
37 C. F. R. 1.608 (a)

I, CARL L.C. KAH, JR., declare that with respect to the invention set forth in Claims 1-26 of U.S. Patent No. 4,948,052, I filed Application S.N. 932,470 in the United States Patent and Trademark Office on November 18, 1986, two (2) years and four (4) months before April 10, 1989, the filing date of Application Serial No. 335,849 which resulted in said patent, which is sufficient to establish priority of invention relative to said filing date.

I also performed other acts in the United States before April 10, 1989 which are sufficient to establish priority of invention. Therefore a basis exists upon which I am entitled to judgement relative to the patentee of U.S. Patent No. 4,948,052 in an Interference as to said claims.

Date of Deposit

2/11/91

Mailing Label No. LB 090036903

I hereby verify that this amendment, including any drawing referred to therein, is being deposited with the U. S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D. C. 20231, and this statement was made with the knowledge that willful false statements and the like so made are punishable by fine and/or imprisonment under 18 USC 1001 and may jeopardize the validity of the application or any patent issuing thereon.

*James O. McCarthy*  
Person Mailing Paper

*Jack H. McCarthy*  
Jack H. McCarthy - Agent of Record

I declare further that all statement made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Full Name: \_\_\_\_\_

CARL L.C. KAH, JR.

Date: \_\_\_\_\_

Date of Deposit 2/11/91 Mailing Label No. LB090036903  
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James O. McCarthy James M. McCarthy  
Person Mailing Paper Jack M. McCarthy - Agent of Record